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In re Application of:
Kasner, Gary P. et al.
Serial No. 09/862,905
Filed: May 22, 2001
For: Ridge Cap Type Roof Ventilator

: DECISION
: ON PETITION TO CORRECT
: THE INVENTORSHIP
: OF REISSUE APPLICATION
: UNDER 37 CFR. 1.324

This is a decision on the petition filed on May 22, 2001 under 37 CFR 1.324 to correct the inventorship of the above-identified application. A \$130.00 petition fee was included.

The original application with the serial number 07/479,376 was filed on February 13, 1990 listing Gary P. Kasner and Mark S. Stoll as the inventors. It was issued on March 10, 1992 as patent number 5,094, 041. Subsequently, applicants filed a reissue application 08/209,559 on March 10, 1994 which became patent number RE37388.

On May 22, 2001, applicant filed the current reissue application along with the present petition to add Richard J. Morris as a joined inventor.

According to MPEP 1412.04, a request under 37 CFR 1.48 or a petition under 37 CFR 1.324 cannot be used to correct the inventorship of a reissue application.

The petition is DISMISSED.

The petition fee will be refunded. Gary P. Kasner and Mark S. Stoll remain the joined inventorship of this application.

/Lanna Mai/

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